

AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Charles L. Asbury et al.

Docket No.

UW - Asbury

Serial No.
09/847,645

Filing Date
May 1, 2001

Examiner
David A. Vanore

Group Art Unit
2881

Invention:

DEVICE AND METHODS FOR DETECTING SAMPLES IN A FLOW CYTOMETER INDEPENDENT OF VARIATIONS IN FLUORESCENCE POLARIZATION

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

- Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.
- A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST # PREV. PAID FOR | NUMBER EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
|--|-------------------------------------|-----------------------------|--------------------------------|---------|-------------------|
| TOTAL CLAIMS | 19 - | 20 = | 0 x | \$9.00 | \$0.00 |
| INDEP. CLAIMS | 6 - | 6 = | 0 x | \$42.00 | \$0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | \$0.00 |

- No additional fee is required for amendment.
- Please charge Deposit Account No. _____ in the amount of _____
- A check in the amount of _____ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-0915
 - Any additional filing fees required under 37 C.F.R. 1.16.
 - Any patent application processing fees under 37 CFR 1.17.

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Delbert J. Barnard
Signature

Dated: January 20, 2004

Delbert J. Barnard
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I certify that this document and fee is being deposited on 1/20/04 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Delbert J. Barnard
Signature of Person Mailing Correspondence

Delbert J. Barnard

Typed or Printed Name of Person Mailing Correspondence

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PATENT APPLICATION

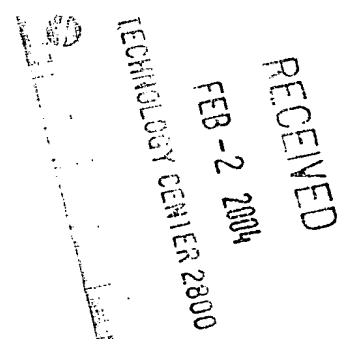
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Jan 20, 2004.

1/20/04
Date

Delbert J. Barnard
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|-------------|---|
| Art Unit: | 2881 |
| Examiner: | David A. Vanore |
| Applicant: | Charles L. Asbury et al. |
| Serial No.: | 09/847,645 |
| Filed: | May 1, 2001 |
| For: | DEVICE AND METHODS FOR DETECTING SAMPLES IN A FLOW CYTOMETER INDEPENDENT OF VARIATIONS IN FLUORESCENCE POLARIZATION |
| Date: | January 20, 2004 |



RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action mailed August 19, 2003, entry of the following Amendments and Remarks is respectfully requested.

AMENDMENTS

The current status of all claims pending in the present application is shown in the listing of claims beginning on page 2 of this paper.